



PATENT IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

October 28, 2002

RE: The Application of Charles R. Cutler
Docket Number: MAE-CRC-02
Title: Method for Removal of PID Dynamics from MPC Models

TRANSMITTAL OF AMENDMENT

Assistant Commissioner for Patents

Washington, DC 20231

Dear Sir:

Transmitted here for filing, is a Preliminary Amendment in the patent application for Charles R. Cutler for "Method for Removal of PID Dynamics from MPC Models".

Application Number: 10/043,473
Filed : 1/10/2002
In Response to letter of: 2/13/2002

Applicant respectfully requests that the enclosed amendment be added to the application file as of the date of Express Mailing. Applicant also respectfully requests that any correspondence from the Patent and Trademark Office relative to this application be mailed to the Registered Patent Agent for the Applicant at the following address:

Michael A. Ervin
M. A. Ervin & Associates
8202 Talbot Cove
Austin, Texas 78746
(512)-329-6085

Please also stamp and mail the enclosed self-addressed stamped postcard with the date of receipt and the serial number of this application, to evidence its receipt by the Patent and Trademark Office.

Please call the undersigned if there are any questions relative to this application.

Respectively submitted:

M. A. Ervin

Michael A. Ervin
Registered Patent Agent for Applicant
Registry Number 45,711



M. A. Ervin & Associates
8202 Talbot Cove
Austin, Texas 78746
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CERTIFICATE OF MAILING 37 CFR 1.10

I certify that this correspondence is deposited, on the date set below, with the United States Postal Service as Express Mail under the mailing label set forth below, and addressed to:

Assistant Commissioner for Patents
Washington, DC 20231

M. A. Ervin

Michael A. Ervin
Registry Number 45,711

Express Mail Number
EU378841559US



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/043,473	01/10/2002	Charles R. Cutler	MAE-CRC-02

CONFIRMATION NO. 6448

FORMALITIES LETTER



OC000000007466822

Michael A. Ervin
8202 Talbot Cove
Austin, TX 78746-4935

Date Mailed: 02/13/2002

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) **Fig.1** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.

Milwaukee at Weber

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

20250101 10:00:00 AM